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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ROBIN L. WHITE,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.


CASE NO. C06-1476-JLR-MJB

ORDER DISMISSING § 2254 PETITION

The Court, having reviewed petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, the Report and Recommendation of the Honorable Monica J. Benton, United States Magistrate Judge, any objections thereto, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's § 2254 petition is DISMISSED without prejudice. Petitioner's application for leave to proceed *in forma pauperis* (Dkt. #1) is DENIED as moot.
- (3) The Clerk is directed to send a copy of this Order to petitioner and to Judge Benton.

DATED this 9th day of November, 2006.


JAMES L. ROBERT
United States District Judge



06-CV-01476-ORD